

ATTORNEY DOCKET NO.
006897.P001
Confirmation No. 8139

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PATENT APPLICATION
10/815,240

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Erik de la Iglesia, et al.
Serial No.: 10/815,240
Filing Date: March 30, 2004
Confirmation No.: 8139
Group Art Unit: 2444
Examiner: Peling Andy Shaw
Title: *Method and Apparatus for Data Capture and Analysis System*

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

TERMINAL DISCLAIMER UNDER 37 C.F.R. §§ 3.73(b) and 1.321(b)

Pursuant to 37 C.F.R. § 3.73(b), McAfee, INC., certifies that it is the assignee of the entire right, title, and interest in the above-referenced application by virtue of a chain of title from the inventors of the above-referenced patent application to the current assignee as shown below:

1. From inventors Erik de la Iglesia, Rick Lowe, Ratinder Paul Singh Ahuja, William Deninger, Samuel King, Ashish Khasgiwala, and Don Massaro to Reconnex Corporation. The document was recorded in the Patent and Trademark Office on July 30, 2004 at Reel 015628, Frame 0511.

2. From Reconnex Corporation to Norwest Venture Partners. The document was recorded in the Patent and Trademark Office on March 23, 2006 at Reel 017357, Frame 0788.

3. From Norwest Venture Partners to Reconnex Corporation. The document was recorded in the Patent and Trademark Office on May 4, 2006 at Reel 017576, Frame 0013.

4. From Reconnex Corporation to McAfee, Inc. The document was recorded in the Patent and Trademark Office on January 26, 2009 at Reel 022214, Frame 0151.

To the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 C.F.R. § 1.321(b), and to obviate a 35 U.S.C. § 103 rejection, the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above-referenced application subsequent to the expiration date of United States Patent number 7,277,957, provided that any patent granted on the above-referenced application shall be enforceable only for and during such period that it is commonly owned with United States Patent number 7,277,957.

The assignee identified above does not disclaim any terminal part of any patent granted on the above-referenced application prior to the expiration date of the full statutory term of United States Patent number 7,277,957 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of United States Patent number 7,277,957. This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

The fee in the amount of \$140 for the required fee pursuant to 37 C.F.R. § 1.20(d) is being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit

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Account No. 50-4889 authorization. No additional fees are believed due. However, please apply any other charges or credits to Deposit Account No. 50-4889.

Respectfully submitted,

Patent Capital Group
Attorneys for Applicant

/Thomas J. Frame/
Thomas J. Frame
Reg. No. 47,232

Date: November 25, 2009

Customer No. 78855